

O P E N  
JUN 14 2004  
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*Sarah A. Lockwood*  
Sarah A. Lockwood

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PATENT  
Attorney Docket No.: 283\_325  
Express Mail Label EV434565529US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Michael A. EHRHART

Application No.: 09/858,163

Filed: May 15, 2001

For: MULTIMODE DECODING AND  
IMAGING OPTICAL READER

Examiner: Kimberly D. Nguyen

Art Unit: 2876

**INFORMATION DISCLOSURE  
STATEMENT UNDER 37 CFR §1.97 and  
§1.98**

**INFORMATION DISCLOSURE STATEMENT  
UNDER 37 CFR §1.97 and §1.98**

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The references cited on attached the forms PTO/SB/08A and PTO/SB/08B are being called to the attention of the Examiner. Copies of the cited references are enclosed.

It is respectfully requested that after acceptance of the concurrently-filed Request for Continued Examination (RCE), the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no

Application No.: 09/858,163  
Page 2

representation is being made that a search has been conducted or that this statement encompasses all of the possible relevant information.

Applicants believe that no fee is required for submission of this statement. However, if a fee is required, the Director is authorized to deduct such fee from the undersigned's Deposit Account No. 50-0289. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

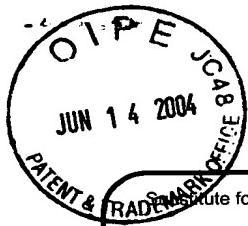


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Date: June 14, 2004

GSB/sal



PTO/SB/08A (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

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STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet

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of

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**Complete if Known**

Application Number	09/858,163
Filing Date	May 15, 2001
First Named Inventor	Michael A. EHRHART
Art Unit	2851
Examiner Name	Kimberly D. Nguyen
Attorney Docket Number	283 325

U.S. PATENT DOCUMENTS					
Examiner	Cite No. <sup>1</sup>	Document Number Number Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	A	US-5,365,048	11/15/1994	Komiya et al.	
	B	US-5,422,470	06/06/1995	Mitsunori Kubo	
	C	US-5,489,769	02/06/1996	Mitsunori Kubo	
	D	US-5,513,264	04/30/1996	Wang et al.	
	E	US-5,703,349	12/30/1997	Meyerson et al.	
	F	US-5,773,810	06/30/1998	Hussey et al.	
	G	US-5,793,033	08/11/1998	Feng et al.	
	H	US-5,801,371	09/01/1998	Kahn et al.	
	I	US-5,818,028	10/06/1998	Meyerson et al.	
	J	US-5,821,523	10/13/1998	Bunte et al.	
	K	US-5,914,476	06/22/1999	Gerst, III et al.	
	L	US-5,945,661	08/31/1999	Nukui et al.	
	M	US-5,965,863	10/12/1999	Parker et al.	
	N	US-6,015,088	01/18/2000	Parker et al.	
	O	US-6,019,286	02/01/2000	Li et al.	
	P	US-6,036,095	03/14/2000	Shuzo Seo	
	Q	US-6,336,587	01/08/2002	He et al.	
	R	U.S. Publication No. 2002/0170970 A1/ U.S Patent Application No. 10/143,158/Attorney Docket No. 283 325 CON	Publication Date: 11/21/2002/Filing Date: May 10, 2002	Michael Ehrhart	Published Claims 1-28; Office Action mailed February 27, 2004
	S	US-2002/0171745	11/21/2002	Michael Ehrhart	
	T	US-6,637,658	10/28/2003	Barber et al.	

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
		Country Code <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)			
	AA	JP	10224773	A	08/21/1998	MEGA CHIPS KK	<input type="checkbox"/>
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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/08A (10-01)

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Substitute for form 1449A/PTO

*Complete If Known*

Application Number	10/143,158
Filing Date	May 10, 2002
First Named Inventor	Michael Ehrhart
Art Unit	2851
Examiner Name	Not yet assigned

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet

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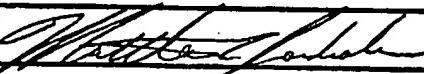
Attorney Docket Number

283-325 CON

U.S. PATENT DOCUMENTS					
Examiner	Cite No. <sup>1</sup>	Document Number Number Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
MLK	AA	US-5,703,349	12-30-1997	Metanetics Corporation	
MLK	AB	US-5,818,028 A	10-6-1998	Tektronix Corporation	
MLK	AC	US-5,985,883	10-12-1999	Welch Allyn, Inc.	
MLK	AD	US-6,015,088	01-18-2000	Welch Allyn, Inc.	
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	AF	US-			
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FOREIGN PATENT DOCUMENTS					
Examiner Initials <sup>1</sup>	Cite No. <sup>1</sup>	Foreign Patent Document Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
MLK	AU	JP 10224773 A	08-21-1998	MEGA CHIPS:KK	<input type="checkbox"/>
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	AW				<input type="checkbox"/>
	AX				<input type="checkbox"/>
	AY				<input type="checkbox"/>
	AZ				<input type="checkbox"/>
	BA				<input type="checkbox"/>
	BB				<input type="checkbox"/>

Examiner Signature		Date Considered	1/8/04
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<sup>2</sup> Applicant's unique citation designation number (optional). <sup>3</sup> Kind Codes of U.S. Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>4</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>5</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>6</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>7</sup> Applicant is to place a check mark here if English language Translation is attached.

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